FARAD CONTINUATION SHEET No.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

Miscellaneous Civil Application No. 459/2007

Office Notes, Office Memoranda of Coram, appearances, Court's orders of directions and Registrar's orders	Court's or Judge's orders

CORAM : Smt. Vasanti A. Naik, J.
DATE : 16th June, 2007.

Heard Shri Fulzele,the learned Assistant Government Pleader, for the applicant.

It is not necessary to issue the notice to the sole respondent on this Civil Application as the respondent had not put in his appearance in the First Appeal no.464/2002 which was dismissed for non supply of private paper book. It is submitted on behalf of the State that in spite of the grant of extension of time, the State is not in a position to file the private paper book within the stipulated time due to practical difficulties. It is further submitted that, in case, the Record and Proceedings would be received in the First Appeal, it would not be necessary to file the private paper book as the record could be perused by the

Court, if necessary.

For the reasons stated in the Miscellaneous Civil Application, the prayer made in this Civil Application is granted and the appeal is restored to file.

The Miscellaneous Civil Application is disposed of accordingly.

JUDGE

APTE